

1 BERNSTEIN LITOWITZ BERGER
2 & GROSSMANN LLP
3 DAVID R. STICKNEY (Bar No. 188574)
MATTHEW P. SIBEN (Bar No. 223279)
TAKEO A. KELLAR (Bar No. 234470)
12481 High Bluff Drive, Suite 300
San Diego, CA 92130
Tel: (858) 793-0070
Fax: (858) 793-0323
davids@blbglaw.com
matthews@blbglaw.com
takeok@blbglaw.com
7 -and-
CHAD JOHNSON
1285 Avenue of the Americas, 38th Floor
New York, NY 10019
Tel: (212) 554-1400
Fax: (212) 554-1444
chad@blbglaw.com

11 Attorneys for Lead Plaintiff Teachers' Retirement
System of Oklahoma and Lead Counsel to the Class
12

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 In re CONNETICS SECURITIES
LITIGATION

Case No. C 07-02940 SI

CLASS ACTION

**DECLARATION OF DAVID R.
STICKNEY IN SUPPORT OF LEAD
PLAINTIFF'S OPPOSITION TO
REQUEST FOR JUDICIAL NOTICE**

Date: August 15, 2008
Time: 9:00 a.m.
Courtroom: 10
Judge: Hon. Susan Illston

23
24
25
26
27
28 DECLARATION OF DAVID R. STICKNEY IN SUPPORT
OF LEAD PLAINTIFF'S OPPOSITION TO REQUEST
FOR JUDICIAL NOTICE
Case No. C 07-02940 SI

I, David R. Stickney, do hereby declare as follows:

1. I am a partner with the law firm of Bernstein Litowitz Berger & Grossmann LLP, Lead Counsel for the Lead Plaintiff, the Teachers' Retirement System of Oklahoma (the "Lead Plaintiff"). This declaration is submitted in support of Lead Plaintiff's Opposition Request for Judicial Notice Filed By Defendants Connetics Corp., John L. Higgins, Lincoln Krochmal, C. Gregory Vontz, and Thomas G. Wiggans. I am familiar with the facts set forth below and able to testify to them.

2. Attached as Exhibit A is a true and correct copy of excerpts from Connexis' Form 10-K/A for the fiscal year ended December 31, 2005, filed with the SEC on or about March 16, 2005.

3. Attached as Exhibit B is a true and correct copy of the Final Transcript of Connexions' Q4 2004 Earnings Conference Call Transcript on January 25, 2005 produced by Thomson StreetEvents.

I declare under penalty of perjury that the foregoing facts are true and correct and that this declaration was executed this 20th day of June, 2008.

s/ David R. Stickney

DAVID R. STICKNEY

CERTIFICATE OF SERVICE

I, Kristina L. Sousek, do hereby certify that on this 20th day of June, 2008, a true and correct copy of the foregoing

DECLARATION OF DAVID R. STICKNEY IN SUPPORT OF LEAD PLAINTIFF'S OPPOSITION TO REQUEST FOR JUDICIAL NOTICE

was filed electronically. Those attorneys who are registered with the Electronic Case Filing ("ECF") System may access this filing through the Court's system, and notice of this filing will be sent to the parties by operation of the Court's ECF System. Attorneys not registered with the Court's ECF system will be duly and properly served via Federal Express or U.S. Mail (as indicated on the attached Service List), in accordance with the Federal Rules of Civil Procedure and the Court's Local Rules.

I further declare that, pursuant to Civil L.R. 23-2, on this date I served copies of the above documents on the Securities Class Action Clearinghouse by electronic mail through the following electronic mail address provided by the Securities Class Action Clearinghouse:

jcarlos@law.stanford.edu

/s/Kristina L. Sousek

Kristina L. Sousek

Service List

In re CONNETICS SECURITIES LITIGATION
Case No.: 07-02940

COUNSEL FOR CONSOLIDATED PLAINTIFF FISHBURY LIMITED	
Jean-Marc Zimmerman Eduard Korsinsky Pamela Lynam Mahon ZIMMERMAN, LEVI & KORSINSKY LLP 39 Broadway, Suite 1601 New York, NY 10006 Tel: 212-363-7500 Fax: 212-363-7171 ek@zlk.com jmzimmerman@zlk.com pmahon@zlk.com	
<i>Via ECF</i>	
COUNSEL FOR CONSOLIDATED PLAINTIFF BRUCE GALLANT	
Evan J. Smith BRODSKY & SMITH LLC 240 Mineola Blvd. Mineola, NY 11501 Tel: 516-741-4977	
<i>Via U.S. Mail</i>	
COUNSEL FOR CONSOLIDATED PLAINTIFF MARCUS A. SEIGLE	
Catherine A. Torell COHEN MILSTEIN HAUSFELD & TOLL P.L.L.C 150 East 52 nd Street New York, NY 10022 Tel: 212-838-7797 Fax: 212-383-7745	
<i>Via U.S. Mail</i>	

COUNSEL FOR DEFENDANTS CONNETICS CORPORATION, THOMAS G. WIGGANS, C. GREGORY VONTZ, JOHN HIGGINS, LINCOLN KROCHMAL, EUGENE A. BAUER, R. ANDREW ECKERT, CARL B. FELDBAUM, DENISE M. GILBERT, JOHN C. KANE, THOMAS D. KILEY, LEON E. PANETTA AND G. KIRK RAAB

Susan S. Muck Dean S. Kristy Christopher J. Steskal Kalama M. Lui-Kwan Emily St. John Cohen FENWICK & WEST 275 Battery Street, Suite 1600 San Francisco, CA 94111 Tel: 415-875-2300 Fax: 415-281-1350 smuck@fenwick.com dkristy@fenwick.com csteskal@fenwick.com klui-kwan@fenwick.com ecohen@fenwick.com	Gregory A. Markel CADWALADER, WICKERSHAM & TAFT LLP 1 World Financial Center New York, NY 10281 Tel: 212-504-6112 Fax: 212-504-6666 gregory.markel@cwt.com
<i>Via ECF</i>	<i>Via ECF</i>

COUNSEL FOR DEFENDANT ALEXANDER J. YAROSHINSKY

James P. Duffy IV DLA PIPER US LLP 1251 Avenue of the Americas New York, NY 10020 Tel: 212-335-4500 Fax: 212-504-6666 James.duffy@dlapiper.com	
Alysson Russell Snow DLA PIPER US LLP 401 B Street, Suite 1700 San Diego, CA 92101 Tel: 619-699-2858 Fax: 619-699-2701 Alysson.snow@dlapiper.com	

Via ECF

Defendant Victor E. Zak	
Victor E. Zak (<i>pro se</i>) 24 Oakmont Road Newton, MA 02459 Tel: 617-610-2538 zakvic@yahoo.com	
<i>Via FedEx</i>	

#26161/v5